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10 Recd JUN 19 2002

File No. 4463

UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Euler et al. **GROUP:** Unknown
SERIAL NO: 09/762,863 **EXAMINER:** Unknown
PCT/US99/19601
FILED: Int. Filing Date: August 25, 1999
Domestic Filing Date: February 14, 2001
FOR: THIN FILM STRAIN SENSORS BASED ON
INTERFEROMETRIC OPTICAL MEASUREMENTS

Assistant Commissioner of Patents
Washington, D.C. 20231

RECEIVED

JUN 20 2002

Sir:

OFFICE OF PETITIONS

RENEWED PETITION UNDER 37 C.F.R. §1.47(a)

The Decision on Petition Under 37 C.F.R. §1.47(a) dated April 11, 2002 has been received and carefully considered.

Enclosed is a Declaration from the undersigned which attests to the fact that Gregg S. Huston of 23 Tomahawk Trail, Wakefield, Rhode Island 02879, a named joint inventor of the above-referenced application ("Application"), could not be located after diligent effort. As set forth in the enumerated paragraphs 2, 4, 6, 8. and 10 of the Declaration, the undersigned contacted Mr. Huston's former employer, conducted an internet search and contacted each Gregg Huston identified in the results of the internet search in an attempt to locate Mr. Huston. However, as set forth in enumerated paragraphs 3, 7, 9, and 11 of the Declaration, the attempts to locate Mr. Huston were unsuccessful.



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Hon. Commissioner of Patents and Trademarks
Washington, D.C. 20231

OFFICE OF PETITIONS

STATEMENT OF FACTS IN SUPPORT OF FILING ON BEHALF OF NONSIGNING
INVENTOR PURSUANT TO 37 C.F.R. §1.47

Now comes Richard L. Stevens, Jr. who declares as follows:

- 1) That I am an attorney of record for the above-referenced application;
- 2) That, on May 6, 2002 I contacted the Registrar's Office, Alumni Office, Chemistry Department and Professor William B. Euler of Gregg S. Huston's former employer, namely the University of Rhode Island, in an attempt to determine the whereabouts of Mr. Huston;
- 3) That the attempt set forth in enumerated paragraph 2 was unsuccessful in that the Registrar's Office, Alumni Office, Chemistry Department and Professor Euler did not have a forwarding address for Mr. Huston;
- 4) That on June 6, 2002, I attempted to determine the whereabouts of Mr. Huston by conducting a search on the internet (see Exhibit A);

5) That the results of the internet search forth in enumerated paragraph 4 identified a Gregg Huston of Rhode Island, a Gregg Huston of Pennsylvania and a Gregg Huston of Florida (see Exhibit B);

6) That on June 6, 2002 I attempted to contact the Mr. Huston of Rhode Island by sending an e-mail to the last known e-mail address of Mr. Huston (see Exhibits C and D);

7) That the attempt set forth in enumerated paragraph 6 was unsuccessful (see Exhibit E);

8) That on June 6, 2002 I attempted to contact the Mr. Huston of Pennsylvania by calling the number listed in the results;


9) That the attempt set forth in enumerated paragraph 8 was unsuccessful in that the person who answered the call was not Gregg Huston, the named inventor of the above-referenced application;

10) That on June 6, 2002 I attempted to contact the Mr. Huston of Florida by calling the number listed in the results;

11) That the attempt set forth in enumerated paragraph 10 was unsuccessful in that the person who answered the call was not Gregg Huston, the named inventor of the above-referenced application;

12) That, to date, the undersigned is unaware of the whereabouts of Mr. Huston.

Richard L. Stevens, Jr., being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent resulting therefrom and that all statements made of his own knowledge are true and all statements made on information and belief are believed to be true.

By: 
Richard L. Stevens, Jr.

Date: 6/11/02

Title: Attorney of Record